

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 65th LEGISLATURE - REGULAR SESSION

COMMITTEE ON STATE ADMINISTRATION

Call to Order: Chair Forrest Mandeville, on March 24, 2017 at 9:00 A.M., in Room 455 Capitol

ROLL CALL

Members Present:

Rep. Forrest Mandeville, Chair (R)
Rep. Bryce Bennett, Vice Chair (D)
Rep. Wendy McKamey, Vice Chair (R)
Rep. Geraldine Custer (R)
Rep. John Fleming (D)
Rep. Edward Greef (R)
Rep. Denise Hayman (D)
Rep. Jessica Karjala (D)
Rep. Dennis R. Lenz (R)
Rep. Jean Price (D)
Rep. Walt Sales (R)
Rep. Ray L. Shaw (R)
Rep. Scott Staffanson (R)
Rep. Kathy Swanson (D)
Rep. Peggy Webb (R)
Rep. Susan Webber (D)

Members Excused:

Rep. Bachmeier (D)
Rep. Garner (R)
Rep. A. Knudsen (R)
Rep. Skees (R)

Members Absent: None

Staff Present: Joanne Kauzlarich, Committee Secretary
Sheri Scurr, Legislative Branch

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: HB 635, 3/20/2017; SB 294, 3/16/2017; HB 596, 3/20/2017;
HB 641 3/20/2017
Executive Action: HB 591, HB 594, HB 596, HB 641, SB 319, SB 240, SB 274,
SB 303, SB 270, SB 297, HB 341

HEARING ON HB 635

Opening Statement by Sponsor:

00:02:36 Rep. Mark Noland (R), HD 10, opened the hearing on HB 635, Revise laws related to legislative property.

00:03:31 Rep. Bachmeier joined meeting

Proponents' Testimony: None**Opponents' Testimony:** None**Informational Testimony:**

00:10:19 Kirby Lambert, Montana Historical Society (MHS)

00:14:11 Denise King, Montana Historical Society (MHS)

Questions from Committee Members and Responses:

00:14:26 Rep. Staffanson

00:15:07 Rep. Noland

00:17:02 Rep. McKamey

00:17:28 Kirby Lambert, MHS

EXHIBIT(sth61a01)

00:17:43 Rep. Hayman

00:18:59 Rep. Noland

00:20:22 Rep. Sales

00:22:02 Rep. Noland

00:22:20 Rep. Greef

00:23:14 Rep. Noland

00:24:52 Rep. Karjala

00:25:29 Kirby Lambert, MHS

00:25:55 Rep. Karjala

00:26:38 Kirby Lambert, MHS

00:27:00 Rep. Custer

00:28:06 Kirby Lambert, MHS

00:28:42 Rep. Swanson

00:29:31 Denise King, MHS

EXHIBIT(sth61a02)

00:29:42 Kirby Lambert, MHS

00:30:08 Rep. Swanson

00:30:20 Rep. Webber

00:31:08 Denise King, MHS

00:31:45 Rep. McKamey

00:32:02 Rep. Noland

00:32:13 Rep. Shaw

00:32:24 Rep. Noland

Closing by Sponsor:

00:32:42 Rep. Noland

HEARING ON SB 294

Opening Statement by Sponsor:

00:34:20 Sen. Steve Fitzpatrick (R), SD 10, opened the hearing on SB 294, Generally revise laws related to state government pay plans.

00:34:27 Chair Mandeville left meeting.

00:40:31 Rep. Garner joined meeting.

Proponents' Testimony:

00:42:57 Eric Feaver, Montana Public Employees Association (MPEA), Montana Education Association-Montana Federation of Teachers (MEA-MFT)

Opponents' Testimony:

00:46:00 Amy Sassano, Office of Budget and Program Planning (OBPP)

[EXHIBIT](#)(sth61a03)

Informational Testimony:

00:50:28 Anjenette Schafer, Department of Administration (DOA)

00:50:51 Jeremy Verhasselt, Office of State Auditor (OSA)

00:51:59 Bonnie Shoemaker, Department of Administration (DOA)

Questions from Committee Members and Responses:

00:52:35 Rep. Hayman

00:53:06 Anjenette Schafer, DOA

00:54:08 Rep. Webb

00:54:21 Sen. Fitzpatrick

00:54:42 Rep. Webb

00:54:01 Sen. Fitzpatrick

00:55:42 Rep. Hayman

00:56:56 Jeremy Verhasselt, OSA

00:57:05 Rep. Hayman

00:57:30 Jeremy Vehasselt, OSA

00:58:29 Rep. Fleming

00:58:49 Sen. Fitzpatrick

00:59:37 Rep. Staffanson

01:06:01 Eric Feaver, MPEA, MEA-MFT

01:08:26 Rep. Bennett

01:08:30 Rep. McKamey

01:08:42 Rep. Garner

01:09:10 Sen. Fitzpatrick

01:10:30 Rep. Custer

01:11:10 Amy Sassano, OBPP

01:11:58 Rep. Custer

01:12:25 Amy Sassano, OBPP

Closing by Sponsor:

01:13:24 Sen. Fitzpatrick

Opening Statement by Sponsor:

01:15:11 Rep. Wendy McKamey (R), HD 19, opened the hearing on HB 596, Extend certain benefits for veterans to additional military honor recipients.

EXHIBIT(sth61a04)

Proponents' Testimony: None

Opponents' Testimony: None

Informational Testimony:

01:20:33 Joe Foster, Veterans Affairs Division (VAD)

01:20:45 Hank Worsech, Fish Wildlife and Parks (FWP)

Questions from Committee Members and Responses:

01:21:05 Rep. Garner

01:21:20 Rep. McKamey

01:22:08 Rep. Sales

01:22:26 Rep. McKamey

01:22:51 Rep. Sales

01:23:07 Joe Foster, VAD

01:25:13 Rep. Greef

01:25:49 Rep. McKamey

01:26:12 Rep. Greef

01:26:36 Rep. McKamey

01:27:13 Rep. Shaw

01:27:34 Rep. McKamey

Closing by Sponsor:

01:28:15 Rep. McKamey

HEARING ON HB 641

Opening Statement by Sponsor:

01:29:31 Rep. Brad Tschida (R), HD 97, opened the hearing on HB 641, Provide for a county veterans service officer pilot program.

01:32:49 Chair Mandeville rejoined meeting.

Proponents' Testimony:

01:35:58 Daniel Griffin, Valley Veterans Service Center, Ravalli County

01:36:15 Mike Warner, Valley Veteran Service Center, City of Hamilton

Opponents' Testimony:

01:44:02 Joe Foster, Department of Military Affairs (DMA)

Informational Testimony: None

Questions from Committee Members and Responses:

01:51:36 Rep. Swanson

01:52:10 Joe Foster, DMA
01:52:24 Rep. Webber
01:53:00 Rep. Tschida
01:53:21 Rep. Custer
01:53:35 Rep. Tschida
01:53:43 Mike Warner, Valley Veterans Service Center
01:54:46 Rep. Shaw
01:55:04 Joe Foster, DMA
01:56:07 Rep. Staffanson
01:56:21 Rep. Tschida
01:57:13 Rep. Staffanson
01:57:25 Mike Warner, Valley Veterans Service Center
01:58:06 Rep. Shaw
01:58:23 Rep. Tschida
01:58:55 Rep. Sales
01:59:25 Mike Warner, Valley Veterans Service Center
02:00:55 Rep. Staffanson
02:01:15 Rep. Tschida
02:01:34 Rep. Staffanson
02:01:48 Rep. Tschida
02:02:54 Rep. McKamey
02:03:25 Joe Foster, DMA
02:06:26 Rep. McKamey
02:06:37 Mike Warner, Valley Veterans Service Center

Closing by Sponsor:

02:09:02 Rep. Tschida

02:14:32 Rep. Skees joined meeting

02:16:01 Recessed
02:43:12 Reconvened with Rep. Price excused.

EXECUTIVE ACTION ON HB 591

02:43:32 **Motion:** Rep. McKamey moved that **HB 591 DO PASS.**

02:43:40 **Motion:** Rep. Hayman moved that **HB 591 BE AMENDED.**
EXHIBIT(sth61a05)

Discussion:

02:44:25 Rep. Hayman
02:49:13 Rep. Garner
02:49:30 Rep. McKamey
02:50:13 Rep. Hayman
02:50:23 Rep. Sales
02:50:47 Rep. Webb
02:51:10 Rep. Garner
02:51:17 Rep. Fleming
02:52:14 Rep. Garner

02:52:33 Rep. Webber
 02:52:54 Rep. Sales
 02:53:08 Rep. Hayman
 02:53:30 Chair Mandeville
 02:53:59 Sheri Scurr, Legislative Services Division (LSD)
 02:54:07 Chair Mandeville

02:54:19 **Motion:** Rep. Hayman moved a conceptual amendment segregating out the portion of the amendment that would strike the words "or private." Motion passed without objection.

02:54:45 Chair Mandeville

02:54:56 gkk**Vote:** Motion to amend carried 15-5 by roll call vote with Rep. Fleming, Rep. A. Knudsen, Rep. Lenz, Rep. Mandeville and Rep. Staffanson voting no. Rep. A. Knudsen and Rep. Price voted by proxy.

02:56:53 **Motion:** Rep. McKamey moved that **HB 591 DO PASS AS AMENDED.**

Discussion:

02:57:06 Rep. Bennett
 02:57:21 Chair Mandeville

02:58:25 **Vote:** Motion carried 12-8 by roll call vote with Rep. Greef, Rep. A. Knudsen, Rep. Lenz, Rep. Mandeville, Rep. McKamey, Rep. Skees, Rep. Staffanson and Rep. P. Webb voting no. Rep. A. Knudsen and Rep. Price voted by proxy.

EXECUTIVE ACTION ON HB 594

03:00:23 **Motion:** Rep. Lenz moved that **HB 594 DO PASS.**

Discussion:

03:00:29 Rep. Lenz
 03:02:18 Rep. Garner

03:03:47 **Substitute Motion/Vote:** Rep. Garner made a substitute motion that **HB 594 BE TABLED.** Substitute Motion carried 14-6 by roll call vote with Rep. A. Knudsen, Rep. Lenz, Rep. Mandeville, Rep. Skees, Rep. Staffanson and Rep. P. Webb voting no. Rep. A. Knudsen and Rep. Price voted by proxy.

03:05:14 Rep. Price rejoined meeting.

EXECUTIVE ACTION ON HB 596

03:06:38 **Motion/Vote:** Rep. McKamey moved that **HB 596 DO PASS.** Motion carried 12-8 by roll call vote with Rep. A. Knudsen, Rep. Lenz, Rep. Mandeville, Rep. W. Sales, Rep. Shaw, Rep. Skees, Rep. Staffanson and Rep. P. Webb voting no. Rep. A. Knudsen voted by proxy.

EXECUTIVE ACTION ON HB 641

03:08:45 **Motion:** Rep. McKamey moved that **HB 641 DO PASS.**

Discussion:

03:08:55 Rep. Staffanson

03:09:12 Chair Mandeville

03:09:16 Rep. Staffanson

03:10:13 **Vote:** Motion failed 6-14 by roll call vote with Rep. Garner, Rep. Greef, Rep. A. Knudsen, Rep. Skees, Rep. Staffanson and Rep. P. Webb voting aye. Rep. A. Knudsen voted by proxy.

03:11:59 **Motion:** Rep. Bennett moved that **HB 641 BE TABLED AND THE VOTE REVERSED.** Motion was without objection.

EXECUTIVE ACTION ON SB 319

03:12:26 **Motion:** Rep. McKamey moved that **SB 319 BE CONCURRED IN.**

Discussion:

03:12:39 Rep. Webber

03:15:04 **Motion:** Rep. Bennett moved that **HB 319 BE AMENDED.**
EXHIBIT(sth61a06)

Discussion:

03:15:45 Rep. Bennett

03:16:23 Rep. Webber

03:17:57 Rep. Custer

03:18:24 Chair Mandeville

03:18:44 **Vote:** Motion carried unanimously by voice vote. Rep. A. Knudsen voted by proxy.

03:19:00 **Motion:** Rep. McKamey moved that **SB 319 BE CONCURRED IN AS AMENDED.**

Discussion:

03:19:16 Rep. Webb

03:19:37 **Vote:** Motion carried 19-1 by roll call vote with Rep. Staffanson voting no. Rep. A. Knudsen voted by proxy. Rep. Webber will carry the bill.

03:21:53 Rep. Shaw

EXECUTIVE ACTION ON SB 240

03:23:29 **Motion/Vote:** Rep. McKamey moved that **SB 240 BE CONCURRED IN**. Motion carried unanimously by voice vote. Rep. A. Knudsen voted by proxy. Rep. Greef will carry the bill.

EXECUTIVE ACTION ON SB 274

03:24:36 **Motion/Vote:** Rep. McKamey moved that **SB 274 BE CONCURRED IN**. Motion carried unanimously by voice vote. Rep. A. Knudsen voted by proxy. Rep. Shaw will carry the bill.

EXECUTIVE ACTION ON SB 303

03:25:32 **Motion/Vote:** Rep. McKamey moved that **SB 303 BE CONCURRED IN**. Motion carried 18-2 by roll call vote with Rep. A. Knudsen and Rep. Staffanson voting no. Rep. A. Knudsen voted by proxy. Rep. Garner will carry the bill.

03:29:07 Rep. Lenz left meeting

EXECUTIVE ACTION ON SB 270

03:29:21 **Motion:** Rep. McKamey moved that **SB 270 BE CONCURRED IN**.

03:29:44 **Motion:** Rep. McKamey moved that **SB 270 BE AMENDED**.
[EXHIBIT\(sth61a07\)](#)

Discussion:

03:30:19 Rep. Bachmeier

03:30:50 **Vote:** Motion carried 12-8 by roll call vote with Rep. Bachmeier, Rep. Bennett, Rep. Fleming, Rep. Hayman, Rep. Karjala, Rep. Price, Rep. Swanson and Rep. Webber voting no. Rep. A. Knudsen and Rep. Lenz voted by proxy.

03:32:33 **Motion:** Rep. McKamey moved that **SB 270 BE CONCURRED IN AS AMENDED**.

Discussion:

03:32:44 Rep. Webb

03:33:00 Rep. Hayman

03:33:40 **Vote:** Motion carried 12-8 by roll call vote with Rep. Bachmeier, Rep. Bennett, Rep. Fleming, Rep. Hayman, Rep. Karjala, Rep. Price, Rep. Swanson and Rep. Webber voting no. Rep. A. Knudsen and Rep. Lenz voted by proxy. Rep. McKamey will carry the bill.

EXECUTIVE ACTION ON SB 297

03:35:49 **Motion:** Rep. McKamey moved that **SB 297 BE CONCURRED IN**.

03:35:55 Rep. Lenz rejoined meeting

Discussion:

03:36:02 Rep. Bennett

03:37:36 Rep. Skees

03:39:06 **Motion:** Rep. McKamey moved that **SB 297 BE AMENDED.**

EXHIBIT(sth61a08)

Discussion:

03:39:47 Rep. Hayman

03:39:51 Sheri Scurr, Legislative Services Division (LSD)

03:40:30 Rep. Staffanson

03:41:00 Rep. Webber

03:41:35 Chair Mandeville

03:41:55 **Vote:** Motion carried 11-9 by roll call vote with Rep. Bachmeier, Rep. Bennett, Rep. Custer, Rep. Fleming, Rep. Hayman, Rep. Karjala, Rep. Price, Rep. Swanson and Rep. Webber voting no. Rep. A. Knudsen voted by proxy.

03:43:41 **Motion:** Rep. McKamey moved that **SB 297 BE CONCURRED IN AS AMENDED.**

03:43:46 Rep. Staffanson left meeting.

Discussion:

03:43:52 Rep. Fleming

03:44:21 Rep. Karjala

03:44:58 Rep. Bennett

03:46:26 Rep. Staffanson

03:46:49 Rep. Hayman

03:48:05 Rep. Custer

03:51:23 Rep. Skees

03:52:23 Rep Webb

03:52:52 Rep. Karjala

03:53:35 **Vote:** Motion failed 10-10 by roll call vote with Rep. Garner, Rep. Greef, Rep. A. Knudsen, Rep. Lenz, Rep. Mandeville, Rep. W. Sales, Rep. Shaw, Rep. Skees, Rep. Staffanson and Rep. P. Webb voting aye. Rep. A. Knudsen and Rep. Staffanson voted by proxy.

03:55:30 **Motion/Vote:** Rep. Bennett moved that **SB 297 BE TABLED.** Motion carried 11-9 by roll call vote with Rep. Garner, Rep. Greef, Rep. A. Knudsen, Rep. Lenz, Rep. W. Sales, Rep. Shaw, Rep. Skees, Rep. Staffanson and Rep. P. Webb voting no. Rep. A. Knudsen and Rep. Staffanson voted by proxy.

EXECUTIVE ACTION ON HB 341

03:58:06 **Motion/Vote:** Rep. Bennett moved that **HB 341 BE REMOVED FROM TABLE.**
Motion carried 14-4 by roll call vote with Rep. Lenz, Rep. Mandeville, Rep. Skees and Rep. P. Webb voting no. Rep. A. Knudsen and Rep. Staffanson were excused.

04:00:50 **Motion:** Rep. Bennett moved that **HB 341 DO PASS AS PREVIOUSLY AMENDED.**

04:00:57 **Motion:** Rep. Bennett moved that **HB 341 BE AMENDED.**
[EXHIBIT\(sth61a09\)](#)

Discussion:

04:01:32 Sheri Scurr, Legislative Services Division (LSD)
04:03:00 Rep. Garner
04:03:17 Chair Mandeville

04:04:18 **Vote:** Motion carried 13-7 by roll call vote with Rep. A. Knudsen, Rep. Lenz, Rep. Mandeville, Rep. McKamey, Rep. Skees, Rep. Staffanson and Rep. P. Webb voting no. Rep. A. Knudsen and Rep. Staffanson voted by proxy.

04:06:00 **Motion/Vote:** Rep. Bennett moved that **HB 341 DO PASS AS AMENDED.**
Motion carried 13-7 by roll call vote with Rep. A. Knudsen, Rep. Lenz, Rep. Mandeville, Rep. McKamey, Rep. Skees, Rep. Staffanson and Rep. P. Webb voting no. Rep. A. Knudsen and Rep. Staffanson voted by proxy.

04:08:00 Sheri Scurr, LSD
04:08:36 Chair Mandeville
04:08:55 Sheri Scurr, LSD

04:09:18 **Motion:** Rep. Bennett moved to **REMOVE 3 PREVIOUS AMENDMENTS AND ADD NEW AMENDMENT TO HB 341.**

Discussion:

04:09:39 Sheri Scurr, LSD
04:09:41 Rep. Bennett
04:09:56 Chair Mandeville
04:10:07 Rep. Skees
04:10:22 Rep. Lenz
04:11:00 Rep. Webb
04:11:18 Chair Mandeville
04:11:27 Sheri Scurr, LSD
04:12:07 Chair Mandeville
04:12:11 Sheri Scurr, LSD
04:12:20 Rep. Garner
04:12:39 Sheri Scurr, LSD

04:13:18 **Vote:** Motion carried 14-6 by roll call vote with Rep. A. Knudsen, Rep. Lenz, Rep. Mandeville, Rep. Skees, Rep. Staffanson and Rep. P. Webb voting no. Rep. A. Knudsen and Rep. Staffanson voted by proxy.

ADJOURNMENT

Adjournment: 04:15:14

Joanne Kauzlarich, Secretary

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Additional Documents:

EXHIBIT([sth61aad.pdf](#))